



2612 EW

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application Of:	§	Attorney Docket No.: 121817.0001.028
David A. Monroe	§	
	§	
Serial No.: 09/593,901	§	Group Art. Unit: 2612
	§	
Filed: June 14, 2000	§	Examiner: James M. Hannett
	§	
Title: DUAL - MODE CAMERA	§	
	§	

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT DATED**  
**6/13/2005**

This correspondence is being filed as a full response to the Notice Of Non-Compliant Amendment dated 6/13/2005. Applicant respectfully requests entry of the following election of species.

### **ELECTION OF SPECIES**

In the Notice Of Non-Compliant Amendment dated 6/13/2005, it was determined that a number of claims were missing from the listing of the claims. This omission has been corrected in the present document.

It was previously determined that the pending claims were directed to several distinct species of the claimed invention. These species included: Figure 2, 3, 4, 5, 7, 8, and 9. The Examiner also determined that claims 1, 4, 5, 11, and 21-23 were generic.

Per 35 U.S.C. 121, Applicant previously elected the following species: Figure 2 and the claims associated with the species which include claims 1-13, 21-24, and 43.

Claims 14-16 were objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claims 33, 39, and 40 were allowed.

Claims 14-20, 25-42, and 44 and 45 are withdrawn as a result of an earlier restriction requirement. In view of this earlier restriction requirement, Applicant retains the right to present these claims in a divisional application.